IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 18TH MAY 2007 / 28TH VAISAKHA 1929

Crl.Rev.Pet.No. 1939 of 2007()

CRA.214/2006 of SESSIONS COURT, ERNAKULAM
CC.158/2003 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOCHI

.....

REVISION PETITIONER/APPELLANT/ACCUSED:

JOHNY JOSEPH, S/O.JOSEPH,
AGED 33 YEARS, PROPRIETOR, MATHA TRADERS,
RESIDING AT EDAYAPPIL HOUSE, KUMBALAM,
ERNAKULAM.

BY ADV. SRI.V.A.AJAI KUMAR

RESPONDENTS: COMPLAINANTS:

1. **THE STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.**

2. **THE INDIA CEMENTS LTD. 41/697, "ICL" HOUSE, KRISHNA SWAMY ROAD, KOCHI-35, REPRESENTED BY ITS POWER OF ATTORNEY HOLDER SRI.K.SREEDHARAN, ASST.MANAGER (ACCOUNTS).**

BY PUBLIC PROSECUTOR SRI. C.M. KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

Crl.R.P.NO.1939 OF 2007

Dated this the 18th day of May 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo imprisonment till rising of the court, to pay compensation of Rs.1,50,000/- and in default to undergo simple imprisonment for three months.

2. The revision petitioner has only sought for time to make the payment. In the circumstances, the revision petitioner is granted six months time from today onwards to pay the compensation. The revision petitioner shall appear before Judicial First Class Magistrate, Kochi on 20.11.2007. Non bailable warrant, pending if any, shall be kept in abeyance.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU
JUDGE

rtr/